IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.23519 of 2004

Between:

S. Buchamma, w/o Laxmi Rajam,
Boinpally Village & Mandal, Karimnagar District.

..... PETITIONER

AND

1 The District Collector (Panchayat Wing), Karimnagar District.
2 The District Panchayat Officer, Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Certiorari calling for all the connected records including the impugned order of the first respondent in proceedings No.A6/2752/2004 Panchayat Dept., dated 10-12-2004 and quash the same as illegal, improper, unjust, arbitrary and contrary to law.

Counsel for the Petitioner: MR. K.G.KRISHNA MURTHY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEVELOPMENT.

The Court, at the admission stage, made the following:

ORDER:

The petitioner challenges the impugned order dated 10.12.2004 of the 1st respondent-District Collector in Proceedings No.A6/2752/2004, whereby the petitioner was suspended from the post of Sarpanch, Boinapally Gram Panchayat, Boinapally village and Mandal, Karimnagar District, for certain financial irregularities alleged to have been committed by him.

The learned Government Pleader for Panchayat Raj and Rural Development submits that as against the impugned orders a revision lies to the Government under Section 264 of the Panchayat Raj Act and the petitioner, without exhausting the remedy by way of revision before the Government, approached this Court.

In this view of the matter, it is appropriate to permit the petitioner to file a revision along with a stay application before the revisional authority, within a period of six weeks from today. The revisional authority shall consider and dispose of the revision to be filed by the petitioner and pass appropriate orders in accordance with law. Pending disposal of the stay application, the impugned order dated 10.12.2004 in Proceedings No.A6/2752/2004 of the 1st respondent is hereby suspended.

With the above direction, the Writ Petition is disposed of. No order as to costs.

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(N.V. RAMANA, J)

Date: 20.12.2004

Nsr/Tvk

To

1 The District Collector (Panchayat Wing), Karimnagar District.
2 The District Panchayat Officer, Karimnagar District.

3 Two CCs to GP for Panchayat Raj and Rural Development, High Court

of AP, Hyderabad (OUT)

4 Two CD copies.